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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : RISTIC, Zoran et al.  
SERIAL NO : 09/810,764  
FILED : March 16, 2001  
TITLE : MAIZE CHLOROPLAST PROTEIN SYNTHESIS ELONGATION  
FACTORS AND METHODS OF USE FOR SAME

Grp./A.U. : 1638  
Examiner : MEHTA, Ashwin D.  
Conf. No. : 7108  
Docket No. : P03965US1 - PHI 1106

## AMENDMENT AFTER FINAL

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Final Office Action dated June 9, 2004, please amend the above-identified application as follows:

## CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

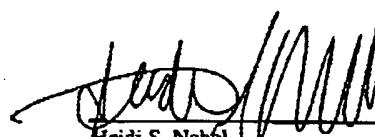
## MAILING

deposited with the United States Postal Service with sufficient postage as First Class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Mail Stop AF, Alexandria, VA 22313-1450.

Date: 10/7/2004

## FACSIMILE

transmitted by facsimile to the Patent and Trademark Office, Art Unit 1638 at Fax No. (703) 872-9306.

  
Heidi S. Nebel

calculating the percentage of those matches. Applicants did not present these BLAST results earlier because claim 1 as initially presented was not believed to be anticipated by Murayama.

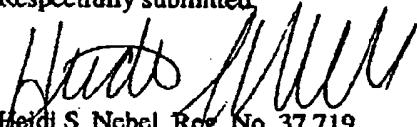
Thus, the Murayama reference does not teach each element of amended claim 1 because the nucleotide sequences being described by the Murayama reference and the instant invention have less than 80% homology. Therefore, claim 1 is not anticipated by Murayama. In light of the amendment to claim 1, Applicants believe that claim 1 is in condition for allowance.

#### IV. CONCLUSION

In light of the above remarks, Applicants respectfully assert that claims 1-7, 14-18 and 20-31 are now in condition for allowance. Applicants respectfully request reconsideration and withdrawal of the above rejections.

No fees or extensions of time are believed to be due in connection with this amendment; however, consider this a request for any extension inadvertently omitted, and charge any additional fees to Deposit Account No. 26-0084.

Respectfully submitted,



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